

MINUTES OF THE
JOINT HEALTH AND HUMAN SERVICES APPROPRIATIONS SUBCOMMITTEE
Monday, February 4, 2008
Room W135, West Office Building, State Capitol Complex

Members Present: Sen. Allen Christensen, Committee Co-Chair
Rep. Merlynn Newbold, Committee Co-Chair
Sen. Chris Buttars
Sen. Peter Knudson
Sen. Ross Romero
Rep. David Litvack
Rep. Roz McGee
Rep. Paul Neuenschwander
Rep. Steve Urquhart
Rep. Paul Ray
Rep. Richard Greenwood

Staff Present: Debbie Headden, Fiscal Analyst
Russell Frandsen, Fiscal Analyst
Joan Tiffany, Secretary

Public Speakers Present: Claire Montoya for Kristen Horne, Ex. Dir., Utah Development
Disabilities Council
Byron Murray, disabilities, People First,
Darin Carver, Program Administrator, Substance and Abuse Services
Mark Andrus, Juvenile Court Judge, Ogden, Utah
Dr. William Cosgrove, Pediatrician, Chair of "Every Child by Two"
Rachelle Hill, West Valley City Victim Services, Family Support Center
Kara Lyons, mother of child for autism
Calleen and Mya Kenney, mother of a child with autism
Jennifer Adams, mother of a severely handicapped child
Shylo Wheeler, mother of three autistic children
Jenny Simmons, mother of a child with twelve birth defects
Sophia Adams, victim of domestic violence
Laura Anderson, mother of a child with autism
Dr. Barbara Chatfield, Director, Intermountain Cystic Fibrosis Center
Dr. Charles Foster, Utah Dental Association
Thomas Fisher, person with disabilities
Todd & Tammy McIntyre, parents of son with disabilities
Loren Pace, grandfather of Tammy McIntyre
John Kirton, father of 6 autistic children
Donna King, mother of 2 autistic children
David Parkinson, father of two children with cystic fibrosis
Don Reifsnider, Anti-Hunger Action Committee (AHAC)
Mitch and Liz Saling, parents of autistic child
Mona Tausinga-mother of child with disabilities
Debbie Ballard, Program Coordinator for Baby Watch, Jordan School District
Dr. Paul Carbone, Pediatrician, Associate Director, University of Utah
Allen Pruhs, Associate Director, Utah Community Health
Lynn Hutchens, Executive Director, Mountainlands Community Health Center
Stewart Collier, Executive Director, Kids On the Move, Utah County
Becky Moore, parent of child with disabilities
Mark Elliott, parent of child with disabilities
LuWenn Jones, parent of child with disabilities
Michele Rolfe, mother of daughter with disabilities

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Colin Coker, Executive Director, VACS
Darla Ball, disabilities
Anne Clark, disabilities
Jerry Peck , disabilities
Terry Montgomery, Meals on Wheels, State of Utah
Gillian Winters, Volunteer Ombudsman, Long Term Care
Mike Malone, senior services
Betty Osaki, senior services
Robert Jones, Utah Development Disabilities Council
Dr. William McMahon, Child Psychiatrist, University of Utah
Amy Steed, disabilities
Scott McBeth, Utah Association of Aging Services
Jane Patten , Executive Director, Peace House, Inc.
Robin Emery and Carol Redelings, National Assoc. of Mental Illness(NAMI)
Rep. Jennifer Seelig
Judi Hillman, Executive Director, Utah Health Policy Project
Rep. Kory Holdaway
Lincoln Nehring, Medical Policy Director, Utah Health Policy Project
Dennis Hansen, Director, Center for Women and Children in Crisis
Adam Burgett, Crossroads Urban Center
Audrey O'Brien, mother of disabled daughter
Cheryl Smith, Autism Council of Utah, Mother of autistic child
Senator Greg Bell
Carmen B. Pingree, Parent Advocate, Pingree School for Autism
Lisa Thornton, Utah Prader-Willi Syndrome Association
Judy Zimmerman, PHD, Department of Psychiatry, University of Utah
Tom Brownlee, disabilities, People First
Ricki Landers, Medicaid recipient
Dr. Karen Zimpalic, American Cancer Society
Dr. Kim Bateman, Health Insight
Dr. Brent Wallace, Intermountain Health Care
Sheila Walsh-McDonald, Medical Care Advisory Committee
Ron Roskos, Director, Brain Injury Association of Utah
Kimberly Millington, Public Policy Intern
Dr. Mark Bair, President, Utah Medical Association
Karen Compton, Executive Director, Voices for Utah Children
Jerry Costley, Executive Director, Disabled Rights Action Committee
Andrew Riggles, Public Policy Advocate, Disability Law Center
Kris Fawson, Legislative Coalition for People with Disabilities (LCPD)
Joyce Dolcourt, ARC of Utah & LCPD
Lou Ann Stevenson, Anti-Hunger Action Committee
Eileen Chamberland, Baby Watch
Bill Tibbetts, Director, Anti-Hunter Action Committee
Rudy Ropa, Anti-Hunger Action Committee
Diane Henry, Child Development Specialist
Naomi Hatch, mother
Dr. Joseph Carbone, optician, Eyecare for Kids
Diane Smith, recipient of Division of Services for People with Disabilities
(DSPD)services and mother of handicapped child
Mallory Millington, Direct Care Staff, Chrysalis

A list of visitors and a copy of handouts are filed with the committee minutes.

MOTION: Rep. Ray moved to approve the minutes of January 23, 2008. This motion passed unanimously with Rep. Urquhart absent for the vote.

Rep. Ray corrected an error for the Gold Medal Schools in the appropriation request for funding of \$800,000 to not include cancer screening. Rep. Litvack asked about new funding requests for vaccinations and Rep. McGee asked about the priority list for appropriations. Chair Newbold addressed these questions.

1. **Claire Montoya for Kristen Hone**
Ms. Montoya read a letter from Kristen Hone who was unable to be at the meeting. The letter thanked the Committee for funding and asked for pay increases for the workers who care for people with disabilities.
2. **Bryan Murray**
Mr. Murray expressed the need for support for services for disabled people including vision and dental care.
3. **Darin Carver**
Mr. Carver stated his support for the program "Project Empower" and explained the success of the program.
4. **Judge Mark Andrus**
Judge Andrus expressed that "Project Empower" is the best plan for juveniles with substance abuse problems.
5. **Dr. William Cosgrove**
Dr. Cosgrove asked for support and funding for the immunization programs.
6. **Rachelle Hill**
Ms. Hill expressed her support for the West Valley Family Support Center.
7. **Diane Spencer**
Ms. Spencer spoke in behalf of Mayor Dennis Nordfelt for support of the West Valley Family Support Center.
8. **Kara and Jared Lyon**
Ms. Lyon is the mother of a seven year old autistic child who spoke in support of continuous respite care and autism issues.
9. **Calleen and Mya Kenney**
Calleen is the mother of a nine year old with autism and spoke in support of the Early Intervention Program.
10. **Jennifer and Cora Adams**
Jennifer is the mother of a severely handicapped two year child who spoke in support of funding for the Division of Services for People with Disabilities (DSPD) waiting list and the need for respite care.

11. **Shylo Wheeler**
Ms. Wheeler is the mother of three children with autism and spoke in support of the Early Intervention Program and the positive influences that it has had on her children.
 12. **Jenny Simmons**
Ms. Simmons is the mother of a child with 12 birth defects and spoke in support of funding of Early Intervention.
 13. **Sophia Adams**
Ms. Adams is the victim of domestic violence and she asked for funding for housing, education and programs in support of the victims.
 14. **Laura Anderson**
Ms. Anderson is the mother of an eleven year old boy with autism. She spoke in support of the Early Intervention Program and H.B.45 in support of adult services
 15. **Dr. Barbara Chatfield**
Dr. Chatfield spoke in support of newborn screening for Cystic Fibrosis. She stated that a kit fee increase would cover the cost of the screening.
 16. **Dr. Charles Foster**
Dr. Foster spoke in behalf of the rate increase for dentists and made a special plea for adults to have dental care and also for the CHIP program.
- Rep. Litvack asked about the requests in fee increase for the kit fees for cystic fibrosis. Dr. George Delavan stated that the lab screening kits request is to increase fees from \$67 to \$75.
17. **Thomas Fisher & Tricia Jones**
Thomas is a person with disabilities and Tricia Jones, DSPD placement worker, endorsed the Supported Employment Pilot for people with disabilities.
 18. **Todd & Tammy McIntyre; Loren Pace**
They endorsed the funding for the Early Intervention program. Their son Benjamin was born with a virus called CNV which affects several organs in the body. Mr. Pace is the grandfather of Tammy McIntyre and spoke in support of the program.
 19. **John Kirton**
Mr. Kirton is the father of six autistic children and expressed his support for all autism issues. Utah is number three in the US for autistic children.
 20. **Donna King**
Ms. King is the mother of two autistic children and expressed her support for the DSPD services and the funding for respite care.

21. **David Parkinson**
Mr. Parkinson spoke in behalf of funding for the testing for cystic fibrosis as he is the parent of two children with the disease.
 22. **Don Reifsnider**
Mr. Riefnsnider spoke in behalf of full funding for medical and dental care. He also spoke in support for vision care for adults.
- Rep. McGee asked that Vision Services be added to the priority list for consideration.
23. **Mitch and Liz Saling**
They spoke in support for the appropriation for the Early Intervention Program. They are the parents of a three year old autistic son.
 24. **Mona Tausinga**
Ms. Tausinga is the mother of a son with many disabilities who spoke about the waiting list for children with disabilities and requested funding for this program. She also spoke in behalf of employment for adults with disabilities.
 25. **Debbie Ballard**
Ms. Ballard spoke in support of the Baby Watch/ Early Intervention Program and supports funding for pay raises and increased services to meet the needs of the large classes of special needs children.
 26. **Dr. Paul Carbone**
Dr. Carbone spoke in support of the Baby Watch/Early Intervention Program and the services that it gives. He endorsed the Governor's budget and the amount that was recommended from that office.
 27. **Rep. Steve Urquhart**
Rep. Urquhart spoke of an appropriation request for Community Health Centers and for the uninsured. He introduced the following two speakers who addressed this topic.
 28. **Allen Pruhs**
Mr. Pruhs spoke in favor of Community Health Centers and affordable health care.
 29. **Lynn Hutchens**
Mr. Hutchens explained Community Health Centers and the care that they provide. He endorsed this care with patients who pay for services on a sliding scale for payment according to wage. The funding request is for a \$750,000 grant for the three year pilot program.
- Rep. Newbold explained that both co-chairs had funding requests that needed to be heard in a different committee meeting. She and Sen. Christensen were excused to attend another meeting.
- Rep. Ray assumed the chair.
30. **Stewart Collier**

Mr. Collier explained that the "Kids on the Move" program provides early intervention services. He endorsed the support for the increase in funding for professional care providers and the need for the Early Intervention Program.

31. **Becky Moore**

Ms. Moore is the mother of a fifteen year old child named Skylar who has special disabilities and endorsed the "Kids on the Move" Program. She also stated that her son is mainstreamed into school and society with the help of the Early Intervention Program.

32. **Mark Elliott**

Mr. Elliott is the father of a five year old daughter Grace who has down syndrome. He is in support of the the Early Intervention Program and he endorsed the Governor's budget funds recommendation.

33. **LuWenn Jones**

Ms. Jones is the mother of a twelve year old daughter with autism. She endorsed the DSPD program and the DSPD waiting list for those needing special assistance. She demonstrated how a person with disabilities is like that of a raw egg-very fragile without a protective carton and needs special care. The funding for these services should be a priority.

34. **Michele Rolfe**

Ms. Rolfe is a single mother of a thirteen year old daughter with disabilities and endorsed her support for stem cell treatment. She discussed her Medicaid coverage being jeopardized by sharing custody with her ex-husband who lives in Nevada as they have month-by-month custody.

35. **Colin Coker**

Mr. Coker addressed the shortage of employees in the disabilities care industry. He asked that the funding for providers be reviewed and made a priority.

36. **Darla Ball**

Ms. Ball stated that vision and dental services should be considered a priority as people with disabilities need their self respect and dignity.

37. **Anne Clarke**

Ms. Clarke is currently receiving services from DSPD as she has many disabilities. She asked for increased funding as there are many in need.

38. **Jerry Peck**

Mr. Peck is a recipient of services from DSPD and spoke in favor of the program.

39. **Terry Montgomery**

Ms. Montgomery explained her job as a Meals on Wheels employee and how this program helps the elderly. She gave an example of how this program also helps those in need by having someone check on them.

40. **Gillian Winters**

Ms. Winters is a volunteer in the Ombudsman program and explained the program. She stated her support for this program that checks on the long term care patients and the need for this service.

41. **Mike Maloney**

Mr. Maloney stated his support for the meals at the senior center at Tooele. He explained the financial burden that his family is carrying and expressed his appreciation for the assistance in the

form of meals.

42. **Betty Osaki**

Ms. Osaki is an 89 year old lady who receives services at the Tooele senior center and expressed an appreciation for these services.

43. **Robert Jones**

Mr. Jones expressed his support for the disabilities program and the successes that the program promotes. He also thanked the Committee for services that he has received.

44. **William McMahon, M.D.**

Dr. McMahon spoke in support for the expansion for the autism registry.

45. **Amy Steed**

Ms. Steed explained her job as an instructor for a person with disabilities and her support for the program.

46. **Scott McBeth**

Mr. McBeth expressed the need for extended funding for services in the senior programs such as Meals on Wheels, senior centers funding, the ombudsmen program, caregivers, and transportation needs.

47. **Jane Patten**

Ms. Patten explained the funding needs of the domestic violence shelters and the increase in the amount of demands for services.

48. **Robin Emery and Carol Redelings, NAMI**

Ms. Emery spoke for the need for more funding for youth substance abuse services and mental health. Mr. Redelings asked that the Committee consider the Early Intervention program get high priority.

49. **Rep. Jennifer Seelig (H.B. 131)**

Rep. Seelig explained H.B. 131 and the appropriations request for a one time funding of \$401,500 for community based self sufficiency grants to be allocated in the amounts of \$30,000 and \$50,000 increments.

50. **Judi Hillman**

Judi Hillman expressed the need for health care coverage for those who are eligible but are not enrolled and how the community based self sufficiency grants would be used.

Sen. Christensen assumed the Chair.

51. **Rep. Kory Holdaway (H.B. 364)**

Rep. Holdaway explained H.B. 364 and the request for an appropriation of \$100,000 from General Fund for the promotion of health care reform for the UPP (Utah Premier Partnership) program.

Rep. Neuenschwander asked about Rep. Seelig's bill and how they are related.

52. **Lincoln Nehring**

Mr. Nehring addressed the question and explained the need for the funds for the Utah Health Policy Program.

53. **Dennis Hansen**
Mr. Hansen expressed his support for domestic violence shelters and explained the funding needs to keep these shelters operating.
54. **Adam Burgett**
Mr. Burgett works with low-income and Medicaid clients and expressed his support for Medicaid dental and vision funding.
55. **Audrey O'Brien**
Ms. O'Brien is the mother of a severely disabled daughter and expressed the need for increased funding for DSPD.
56. **Cheryl Smith**
Ms. Smith is the mother of a nine year old son with autism. She spoke as an advocate for the support of funding for the autism registry.
57. **Sen. Greg Bell (S.B.133)**
Sen. Bell explained S.B. 133 and his support for the bill. The appropriation request is for \$250,000 a year for 4 year for a pilot program.
- Rep. Ray asked if funding of \$1,000,000 one-time instead of \$250,000 for four year would work and Sen. Bell responded favorably.
58. **Carmen Pingree**
Ms. Pingree spoke in support of the autism registry and explained the need for it.
59. **Lisa Thornton**
Ms. Thornton spoke in support of hiring a care manager for Prader-Willi Syndrome and explained the disability.
- Rep. Litvack asked about the funding for the care manager for Prader-Willi and whether intent language or legislative action is needed for this funding. Analyst Frandsen addressed this question.
60. **Dr. Judy Zimmerman**
Dr. Zimmerman gave her support to the autism registry and explained why the registry is needed and the importance of tracking this disability by different agencies.
61. **Tom Brownlee**
Mr. Brownlee spoke in support of funding for adult dental and vision care for people with disabilities. He also asked for funding for the waiting list.
62. **Ricki Landers**
Ms. Landers expressed her support for funding for the dental and vision program for those receiving Medicaid services.

63. **Dr. Karen Zimpalic**

Dr. Zimpalic expressed her support for H.B. 17 "Cancer Screening and Mortality Reduction Program" and explained the need for this bill.

64. **Dr. Kim Bateman**

Dr. Bateman is a physician from Ephraim, Utah who spoke addressing 2007 H.B. 137 "Pain Medication Management and Education". He expressed his concern for the number who will die this year from taking prescription drugs as prescribed by their physicians and stated the need to educate doctors in the practice of prescribing medication.

Rep. Greenwood asked about the number that he mentioned before and Dr. Bateman noted that the deaths by drugs are approximately 172 people per year excluding suicides.

65. **Dr. Brent Wallace**

Dr. Wallace, family physician, recommended support for the funding for the electronic medical disease system for the Department of Health needed for reporting of infectious diseases. It would interact with other data electronic systems to assist the control of the diseases.

Rep. Ray asked about clarification in the amount of the appropriation request and Dr. Wallace addressed the question.

66. **Sheila Walsh-McDonald**

Ms. Walsh-McDonald presented for Dr. Todd Cummings and discussed the Medicaid Medical Committee and the advice they received from the public for programs needed. She spoke in favor of the Governor's budget for \$2,800,000 for adult dental funding for low income families and increased physician fees for the program.

67. **Ron Roskos**

Mr. Roskos spoke in support of the Medicaid waivers for brain injury patients. He is the grandfather of a child born with a brain injury and expressed support for the program.

Rep. Newbold resumed the Chair.

68. **Kimberly Millington**

Ms. Millington is the widowed mother of three disabled children who spoke in support of the funding for the waiting list for DSPD and also for respite care funding.

69. **Dr. Mark Bair**

Dr. Bair recommended a ten percent increase for physicians due to the inflationary costs for Medicaid patients. He also requested a one time \$100,000 appropriation for HR electronic medical data systems for doctors' offices to improve the quality of care to be matched by their own monies.

Rep. Neuenschwander questioned the location of this appropriation on the list.

70. **Karen Compton**

Ms. Compton stated her support for early intervention and medical coverage for children. She expressed her support for the Governor's recommendation for the funding of CHIP and for the funding to be non-lapsing.

Rep. Litvack asked about the Governor's budget of \$2,000,000 and the CHIP enrollment remaining open for FY 2009. Ms. Compton addressed the question.

71. **Jerry Costley**
Mr. Costley supported reducing or eliminating the long waiting list for DSPD services; increasing the provider rates for Medicaid; increase the support for people needing services to stay in their own homes; and ongoing funding for dental and vision services.
 72. **Andrew Riggle**
Mr. Riggle is a handicapped advocate who asked for funding to reduce the waiting list and an increase in the Analyst's recommendation for DSPD services.
 73. **Kris Fawson**
Ms. Fawson voiced her support for keeping a healthy provider system for those who need the services of DSPD. She also asked for ongoing support for the Family Preservation Pilot and how important the supported employment program is for those with disabilities.
 74. **Joyce Dolcourt**
Ms. Dolcourt spoke in support of the mandatory additional waivers for services needed for people with disabilities. The waiting list is also a priority as well as the supported employment program and the family preservation project. She also supported funding for S.B.188 "Pilot Program for Summer School and After School Programs for Children with Disabilities". She also requested support for Rep. Ray's request for \$500,000 for respite care.
 75. **Lou Ann Stevenson**
Ms. Stevenson spoke in support of the funding for the dental and vision services for Medicaid adults and explained the need for these services.
 76. **Eileen Chamberland**
Ms. Chamberland expressed appreciation to the Committee and their efforts. She supported the Early Intervention/Baby Watch Program and the Governor's budget recommendation.
 77. **Bill Tibbits**
Mr. Tibbits stated that health care is not a luxury but a necessity and spoke in support of the vision care program.
 78. **Rudy Ropa**
Mr. Ropa spoke in support of full funding of the vision and dental programs. He thanked the Committee for their considerations of these programs.
- Rep. Litvack asked about SB 172 and the appropriations connected with this bill and Rep. Newbold explained that no appropriation is attached.
79. **Diane Henry**
Ms. Henry expressed support of the early intervention program and the need to detect and treat special needs children by the time they are three years old. She also stated that the divorce rate of parents with children of special needs is eighty percent.
 80. **Naomi Hatch**
Ms. Hatch is the mother of a three year old son with special needs whose child entered early intervention at eighteen months and has prospered. She stated her support for this program.
 81. **Dr. Joseph Carbone**

Mr. Carbone spoke in support of Eyecare for Kids and the non-profit program that has helped 15,000 children with examinations and eye glasses. This organization takes care of the low income children with eyesight problems and eyeglasses are provided for \$35 a child 5 years old through the school years.

Rep. Litvack asked about the Medicaid and CHIP eye care programs and this was explained by Dr. Carbone.

82. **Diana Smith**

Ms. Smith is a disabled mother who expressed thanks for the services of DSPD and her success of coming off the list. She also expressed her support for increased funding for provider rates.

83. **Mallory Millington**

Ms. Millington encouraged the rate increases for providers in the DSPD programs and her concerns that they are losing good staff members due to the low pay and increasing physical and emotional demands of the job. There is also the excessive overtime issues and long hours without monetary rewards.

Rep. Newbold expressed her thanks for those in attendance and she addressed the list for priority issues for the Committee and the missing items. The Adult Vision request is \$250,000 on-going; Autism is \$250,000 on-going and Aging is \$300,000 one time. Rep. Litvack mentioned the vaccine for kids and it was modified to \$500,000 by Rep. Neuenschwander. A new list was requested from the analysts.

MOTION:

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Sen. Romero moved to adjourn the meeting and was passed unanimously with Sens. Buttars and Knudsen, Reps. Urquhart and Ray absent for the vote.

The meeting was adjourned at 5:25 pm.

Sen. Allen Christensen, Co-Chair

Rep. Merlynn T. Newbold, Co-Chair